

REMARKS

Applicant submits that a Preliminary Amendment was filed with this application but was not entered. Applicant is supplying a copy of the Preliminary Amendment and a copy of the stamped-received itemized post card listing the Preliminary Amendment thereon. Because Applicants wish to amend the claims further than was done in the Preliminary Amendment in order to comport with the allowed claims in the German application, applicants are not Petitioning to have the Preliminary Amendment entered and then to receive a FOAM. Rather, Applicants are requesting the examiner to first enter the non-entered Preliminary Amendment, and then to enter in this amendment.

Reconsideration of the pending claims is respectfully requested.

Applicant respectfully traverses the statement in the Office Action that "Hsu does disclose...where a laser control unit modulates the intensity of the laser beam (Fig.3)".

Additionally, claim 11 recites *inter alia*, a process "wherein the speed of the movement of the impingement point is changed for modulation of the movement of the impingement point with a predetermined frequency of the movement of the laser beam".

Applicant respectfully submits that none of the cited teaches or suggests a process wherein "the speed of the movement of the impingement point is changed for modulation of the movement of the impingement point with a predetermined frequency of the movement of the laser beam". Accordingly claim 11 is submitted to be patentable over the cited art.

Claims 12 and 14-15 depend from claim 11 and are submitted to be patentable for at least the same reason.

Claim 16 recites *inter alia*, "wherein the laser has an associated laser control unit, in which the intensity of the laser beam is modulated in conjunction with the movement of the optical component".

Applicant respectfully submits that none of the cited teaches or suggests a device "wherein the laser has an associated laser control unit, in which the intensity of the laser beam is modulated in conjunction with the movement of the optical component". Accordingly claim 16 is submitted to be patentable over the cited art.

Claims 17 and 19 depend from claim 16 and are submitted to be patentable for at least the same reason.

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CONCLUSION

In view of the foregoing remarks, Applicant respectfully requests the Examiner to withdraw any objection(s) and/or rejection(s) to the claims and to reconsider the application. This request for reconsideration is fully responsive to the Office Action and the application is in condition for immediate allowance. Accordingly, Applicants respectfully request the Examiner to issue a Notice of Allowability for the pending claims. Applicants encourage the Examiner to contact the undersigned directly to further the prosecution of any remaining issues, and thereby expedite allowance of the application.

This Amendment does not result in more independent and/or total claims than paid for previously. Accordingly, NO fee is believed to be due. However, the Examiner is hereby authorized to charge any fee due in connection with the filing of this response, including any excess claims fee, to Deposit Account No. 19-2167. If a fee is required for an extension of time under 37 C.F.R. §1.136 not already accounted for, such an extension is requested and the fee should likewise be charged to Deposit Account No. 19-2167. Any overpayment should be credited to Deposit Account No. 19-2167.

Respectfully submitted,



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